

STATE OF MAINE
PUBLIC UTILITIES COMMISSION

Docket No. 2004-135
Docket No. 2002-682

VERIZON MAINE
Petition for Consolidated Arbitration

September 21, 2004

VERIZON-MAINE
Proposed Schedules, Terms,
Conditions and Rates for Unbundled
Network Elements and Interconnection
(PUC 20) and Resold Services (PUC 21)

PROCEDURAL ORDER

I. VERIZON'S NOTICE OF DISMISSAL

On September 20, 2004, Verizon filed a Notice of Dismissal in which it asserted the right to dismiss all but a small number of the parties to this proceeding because it has determined that amendment to its interconnection agreements is no longer required. We will treat Verizon's Notice as a Motion to Dismiss. Accordingly, we invite all parties to provide comments on Verizon's Motion and whether the Commission should grant the relief requested. In particular, we request that parties comment on whether Rule 745(b) of Chapter 110 of the Commission's Rules compels a decision similar to the attached August 25, 2004 decision from the Vermont Public Service Board.¹ Per Rule 402 of Chapter 110, comments must be filed by **September 28, 2004**. Verizon's reply must be filed by **October 1, 2004**.

II. ISSUES MATRIX

The Advisors are currently reviewing the Joint Issues Matrix and are developing a master list of legal issues that must be resolved. We expect to issue a procedural order next week setting a further schedule in this proceeding.

BY ORDER OF THE HEARING EXAMINER

Trina M. Bragdon

¹The existence of the Vermont ruling was brought to my attention during a conversation with Greg Kennan of Conversent Communications this morning. Mr. Kennan called to ask whether briefing on Verizon's Motion would be set by the Hearing Examiner or would follow Commission Rules. In the course of the very brief conversation, Mr. Kennan mentioned the existence of the Vermont ruling but did advocate its adoption.

